IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A mobile communication system which transmits a data signal from a base station to a mobile station, wherein

the base station comprises a signal transmitter configured to transmit the data signal to the mobile station within a predetermined period, and transmit ~~each of~~ at least one retransmission ~~signals~~ signal of the data signal in a form different from ~~that~~ a form of the data signal from the base station to the mobile station within the predetermined period;

the mobile station comprises:

a receiving processor configured to receive the data signal and the at least one retransmission signal without the base station being requested to send the retransmission signal, and carry out a receiving processing ~~of~~ method on the data signal or the at least one retransmission signal within the predetermined period;

a communication quality detector configured to detect a communication quality of the data signal or the at least one retransmission signal; and

a reception processing method decider configured to decide ~~a reception processing method for~~ whether or not to receive or decode the data signal or the at least one retransmission signal in the predetermined period, ~~in accordance with~~ based on the detected communication quality ~~detection result~~.

Claim 2 (Currently Amended): A mobile communication method for transmitting a data signal from a base station to a mobile station, the method comprising:

transmitting the data signal from the base station to the mobile station within a predetermined period, and transmitting ~~each of~~ at least one retransmission ~~signals~~ signal of

the data signal, in a form different from ~~that~~ a form of the data signal, from the base station to the mobile station within the predetermined period;

receiving the data signal and the at least one retransmission signal at the mobile station without the base station being requested to send the retransmission signal;

carrying out a receiving processing ~~of~~ method on the data signal or the at least one retransmission signal within the predetermined period in the mobile station;

detecting a communication quality of the data signal or the at least one retransmission signal in the mobile station; and

deciding ~~a reception processing method for~~ whether or not to receive or decode the data signal or the at least one retransmission signal in the predetermined period, ~~in accordance with~~ based on the detected communication quality ~~detection result in the mobile station~~.

Claim 3 (Currently Amended): A mobile station for receiving a data signal from a base station, the mobile station comprises:

a receiving processor configured to receive a data signal and at least one retransmission signal of the data signal, in a form different than a form of the data signal, without the base station being requested to send the at least one retransmission signal, and carry out a receiving processing ~~of~~ method on the data signal or ~~a~~ the at least one retransmission signal ~~of the data signal~~ within a predetermined period;

a communication quality detector configured to detect a communication quality of the data signal or the at least one retransmission signal; and

a reception processing method decider configured to decide ~~a reception processing method for~~ whether or not to receive or decode the data signal or the at least one

retransmission signal in the predetermined period, ~~in accordance with~~ based on the detected communication quality ~~detection result~~.

Claim 4-8 (Canceled).

Claim 9 (Currently Amended): The mobile station according to claim 3, wherein the communication quality detector is configured to detect at least one of a signal error, a signal-to-interference ratio (SIR) and a received power as the communication quality.

Claim 10 (New): The mobile communication according to claim 1, wherein the reception processing method decider is further configured not to receive the subsequent retransmission signal in the predetermined period, when it is determined that the communication quality satisfies the desired communication quality.

Claim 11 (New): The mobile communication method according to claim 2, further comprising the step of deciding not to receive the subsequent retransmission signal in the predetermined period, when it is determined that the communication quality satisfies the desired communication quality.

Claim 12 (New): The mobile station according to claim 3, wherein the reception processing method decider is configured not to receive the subsequent retransmission signal in the predetermined period, when it is determined that the communication quality satisfies the desired communication quality.

Claim 13 (New): The mobile communication system of claim 1, wherein the receiving processor is further configured to carry out the receiving processing of the at least one retransmission signal following the receiving processing of the data signal without carrying out receiving processing on a different intervening signal.

Claim 14 (New): The mobile communication method of claim 2, wherein the carrying out receiving processing further comprises carrying out receiving processing of the at least one retransmission signal following the data signal without carrying out receiving processing on a different intervening signal.

Claim 15 (New): The mobile station of claim 3, wherein the receiving processor is further configured to carry out receiving processing of the at least one retransmission signal following the data signal without carrying out receiving processing on a different intervening signal.